

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

KRISTI PERRY,

No. C 12-06474 SI

Plaintiffs,

**ORDER DENYING DEFENDANT'S
MOTION TO DISMISS; VACATING
HEARING**

v.

NORA CUNNINGHAM, PRIMA MEDICAL
GROUPS, INC., and MARIN GENERAL
HOSPITAL,


Defendants.

Now before the Court is defendant Marin General Hospital's motion to dismiss plaintiff's initial complaint pursuant to Federal Rule of Civil Procedure 12(b)(6). However, on January 29, 2013, plaintiff filed an amended complaint pursuant to Federal Rule of Civil Procedure 15(a)(1)(B). Pursuant to Civil Local Rule 7-1(b), the Court finds this matter appropriate for resolution without oral argument and vacates the hearing currently set for March 8, 2013.

Plaintiff's amended complaint renders defendant's motion moot. Accordingly, the Court hereby DENIES as MOOT defendant's motion to dismiss WITHOUT PREJUDICE. (Docket No. 14).

IT IS SO ORDERED.

Dated: February 28, 2013



SUSAN ILLSTON
United States District Judge